## BEFORE THE TENNESSEE REGULATORY AUTHORITY

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In the Matter of:	)	Ü
Petition by ICG TELECOM GROUP, INC. for Arbitration of an Interconnection	) Docket No. 99-00377	· • •
Agreement with BELLSOUTH TELECOMMUNICATIONS, INC. Pursuant to Section 252(b) of the Telecommunication Act of 1996	Filed: September 20, 1999 ) ) )	

#### MOTION TO SUBMIT LATE-FILED OBJECTION TO DISCOVERY

ICG Telecom Group, Inc., ("ICG") moves to submit the attached, late-filed objection to discovery submitted in this proceeding by BellSouth Telecommunications, Inc. ("BST" or "BellSouth"). In support of the motion, ICG submits the following.

Objections to discovery in Tennessee were originally filed on September 20, 1999. Response to discovery were originally due one week later on September 27, 1999. At this time, however, discovery responses in Tennessee have been delayed until October 20, 1999, more than three weeks from the date of this filing.

If the parties are unable to resolve this issue, the twenty-two days between the filing of this objection and the due date for filing discovery responses should provide more than ample time for the Hearing Officer to make a decision on the merits of the objection without any delay in these proceedings.

Since the late filing of the objection will not prejudice any party or delay these proceedings, ICG moves to submit the attached objection to BST's "Request for Production of Document" no. 11.



## Respectfully submitted,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

By:

Henry Walker, Esq.

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Attorney for ICG Telecom Group, Inc.

### **CERTIFICATE OF SERVICE**

The undersigned certifies that a copy of the foregoing has been hand delivered or mailed to the following on this the 29th day of September, 1999.

Guy Hicks, Esq.
BellSouth Telecommunications, Inc.
333 Commerce Street
Suite 2101
Nashville, TN 37201-3300

Henry Walker



## BEFORE THE TENNESSEE REGULATORY AUTHORITY

In the Matter of:	)	
Petition by ICG TELECOM GROUP, INC. for Arbitration of an Interconnection Agreement with BELLSOUTH TELECOMMUNICATIONS, INC. Pursuant to Section 252(b) of the Telecommunication Act of 1996	) ) ) ) ) )	Docket No. 99-00377 Filed: September 20, 1999

# ICG'S OBJECTION TO BELLSOUTH'S REQUEST FOR PRODUCTION OF DOCUMENTS NO. 11

## REQUEST:

Please provide any and all written agreements and/or contracts entered between ICG and its ISP customers identified in response to Interrogatory no. 8, as well as all explanation of any oral agreements entered with such ISP customers.

### **RESPONSE**:

ICG objects to this request on the grounds that some of these contracts contain information which is considered confidential by the ISP customers and, under the terms of the contracts, cannot be released by ICG without the written consent of the ISP. To the extent the release of such contracts does not require the customer's consent or to the extent such customers have granted consent, ICG will provide the contracts.

## Respectfully submitted,

BOULT, CUMMINGS, CONNERS & BERRY, PLC

Bv:

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